

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

RACHEL SMITH,
Plaintiff,

v.

LEROCHE BENICOEUR, et al.,
Defendants.

Case No. 22-cv-04202-VKD

**ORDER SETTING DEADLINES AND
CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE**

Re: Dkt. No. 12

In the parties' October 11, 2022 joint case management statement, defendants propose to file by October 25, 2022, among other things, a response to plaintiff's amended complaint. *See* Dkt. No. 12 at 2. The case management statement indicates that plaintiff does not object to defendants' proposal. *Id.* Construing the case management statement as a stipulated request, it is so ordered. Defendants' response to the amended complaint shall be filed by **October 25, 2022**.

By **October 25, 2022**, defendants shall also file a "Consent or Declination to Magistrate Judge Jurisdiction" form¹ indicating whether they consent to or decline magistrate judge jurisdiction. Any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. Fed. R. Civ. P. 73(b)(2).


The initial case management conference is continued to **November 15, 2022, 1:30 p.m.** An updated case management statement shall be filed by **November 8, 2022**. All other related deadlines in the Court's Order Setting Initial Case Management Conference and ADR Deadlines

¹ The form is available at https://cand.uscourts.gov/mj_consent-declination_form_10-2020/

(Dkt. No. 5) are adjusted accordingly.

IT IS SO ORDERED.

Dated: October 12, 2022


VIRGINIA K. DEMARCHI
United States Magistrate Judge

United States District Court
Northern District of California